

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicant: **Walter R. Merry**

Case: **8676/DISPLAY/AKT/RKK**

Serial No.: **10/821,723**

Filed: **April 8, 2004**

Examiner: **George, Patricia Ann**

Group Art Unit: **1765**

Confirmation No.: **1522**

Title: **METHOD AND APPARATUS FOR IN-SITU FILM STACK
PROCESSING**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

PETITION TO REVIVE PURSUANT TO 37 C.F.R. §1.137(b)

Applicant respectfully petitions for revival of the unintentionally abandoned U.S. Patent Application Serial No. 10/821,723, under 37 C.F.R. §1.137(b). The above-identified application became abandoned for failure to timely pay the issue fee in accordance with the Notice of Allowance and Issue Fee Due mailed on June 28, 2007, which set a three (3) month non-extendable statutory period for reply.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. §1.137(b) was unintentional. This petition is filed within three (3) months of the date the applicant was first notified, or otherwise became aware, that the application was abandoned and within one (1) year of the date of abandonment of the application. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The Commissioner is authorized to charge Deposit Account No. 20-0782 in the amount of \$1540.00 for this Petition pursuant to 37 C.F.R. §1.17(m) and Issue Fee of \$1740.00. The Issue Transmittal is enclosed herewith.

If, however, the Examiner believes that any unresolved issues still exist, it is requested that the Examiner telephone Keith Taboada at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

Nov 8, 2007

Date



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